

State of Rhode Island  
and Providence Plantations

Department of Health  
Office of Health Professions Regulation

vs.

**Rosiane Leone**

### **ORDER**

Pursuant to R.I.G.L. (2001 Reenactment) Section 23-17.9-8 and the Rules and Regulations promulgated thereunder, the Rhode Island Department of Health (hereinafter "Department"), after review and consultation with the Advisory Board for Nursing Assistants, has investigated a complaint charging Rosiane Leone, NA (hereinafter "Respondent") with a violation of Section 23-17.9-8 of the General Laws.

After consideration by the Department, the following constitutes the Findings of Fact with respect to the professional performance of the Respondent:

1. Respondent is a Nursing Assistant licensed to practice in the State of Rhode Island.
2. That all pertinent times, Respondent was employed as a Nursing Assistant at Linn Health Care Center, E. Providence, Rhode Island.
3. That is, on or about 27 October 2004, Respondent failed to provide safe patient care resulting in the patient falling from the bed sustaining a fracture to the clavicle and rib.
4. That the conduct described in paragraph three (3) herein constitutes unprofessional conduct pursuant to Section 23-17.9-8 and the Rules and Regulations promulgated thereunder.

Based on the foregoing, the Rhode Island Department of Health hereby enters the following:

1. Nursing Assistant license issued to the Respondent is hereby suspended for a period of not less than two (2) years commencing upon the 2 March 2005.
2. At the time Respondent seeks reinstatement of the Nursing Assistant license, Respondent shall submit documentation to the Board evidencing that Respondent is capable and competent to engage in the practice of Nursing Assistant. In addition, Respondent must meet all education requirements for licensure in effect at the time Respondent applies for licensure.

4. Respondent will require supervision. This stipulation will be documented and reported to the Department by a supervising Registered Nurse.
5. That, during the period of probation, Respondent must attend twelve (12) hours of in-service programs in each year to include the topic(s) of anger management. It shall be the responsibility of the Respondent to have the employer(s) submit quarterly reports of the number of hours of in-service Respondent has attended for that previous quarter, until such time that the entire twelve (12) hours of in-service has been completed.
6. That, during, the period of probation, the Respondent's employer shall submit quarterly reports to the Board relating to the Respondent's conduct and performance; that it shall be the responsibility of Respondent to have the employer(s) submit said reports.
7. That during the period of probation, should Respondent change employment, Respondent shall notify the Board forthwith of said changes including the name and address of the new employer(s), date Respondent commences said employment and the reason for the change in employment.
8. That during the period of probation, Respondent will be prohibited from working in a community based setting (i.e. an assisted living facility, a home nursing care provider agency or any setting in which Respondent will be providing care without supervision).
9. That should Respondent comply with the laws and regulations governing the practice of Nursing Assistant and comply with the requirements of this Order, Respondent may apply to the Department for relief from probation.
10. That should Respondent fail to comply with the terms of this Order, Respondent's Registration as a Nursing Assistant will be subject to suspension or other appropriate disciplinary action.
11. That should Respondent fail to comply with the terms of this Order, Respondent shall be subject to further disciplinary sanctions.
12. That this Order shall remain in full force and effect pending further Order by the Rhode Island Department of Health.

Ordered this 18 day of February 2005

Charles Alexandre  
Charles Alexandre, Chief  
Health Professions Regulation